

Atty. Docket No. 60,126-228

REMARKS

First, the Applicant would like to thank Examiner Tadesse for the allowance of Claims 1, 3, 5, 6, 14, 15, 17-19 and 22-24. Thus, *all of the claims* remaining in this Application have been allowed *except for Claim 25*. Claim 25 was rejected by the Examiner as unpatentable over U.S. Patent No. 4,700,896 of *Takeuchi, et al.* in view of the teaching of U.S. Patent No. 6,637,215 of *Leathers*.

Although the Applicant respectfully traverses this rejection on the basis that it would not be obvious to combine the teaching of the *Leathers* patent in view of the teaching of the *Takeuchi, et al.* patent because, as set forth in the prior Amendment, the heating device 69 disclosed in the *Takeuchi, et al.* reference is for a different purpose, which is "for vaporizing water droplets contained in the pressurized air," and thus all that is required is to heat the temperature of the incoming air to a temperature greater than the boiling temperature of water. (See pages 12 and 13 of the Amendment). Further, the *Leathers* patent is directed to an "AIRCRAFT GROUND SUPPORT AIR CONDITIONING UNIT WITH HEAT EXCHANGER BYPASS" which is a completely unrelated art and a person of ordinary skill in the art of designing paint atomizers would not consider the teaching of this patent, particularly in combination with the *Takeuchi, et al.* reference.

However, Claim 25 has now been amended to include the subject matter of Claim 17 which was indicated as allowable in the first office action. Thus, it is believed that Claim 25 as amended is also in condition for allowance.

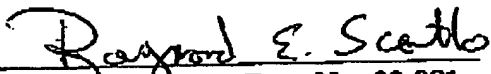
Because this Application is now under Final Rejection, the Applicant respectfully requests a telephone call from the Examiner in the event that the Amendment to Claim 25 does not place this Application in condition for allowance.

Atty. Docket No. 60,126-228

Although it is believed that no fee is due for the filing of this Amendment, the Commissioner is authorized to charge our Deposit Account No. 08-2789 for any additional fees or credit the account for any overpayments regarding this Amendment.

Respectfully submitted,


HOWARD & HOWARD ATTORNEYS, P.C.


Raymond E. Scott, Reg. No. 22,981
The Pinehurst Office Center, Suite 101
39400 Woodward Avenue
Bloomfield Hills, Michigan 48304-5151
Telephone: (248) 723-0306

Dated: June 21, 2005

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the attached Amendment Under 37 C.F.R. § 1.116 for Serial No. 10/650,308 is being facsimile transmitted to the Commissioner for Patents and Trademarks, Alexandria, Virginia, to the attention of Examiner Yewebdar T. Tadesse from Group: 1734 to facsimile number (571) 273-1238 on June 21, 2005.


Tracy L. Smith

G:\B\Behr\System\IP00228\Patent\Amendment After Final 6-21-05.doc